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6 **UNITED STATES DISTRICT COURT**
7 **DISTRICT OF NEVADA**
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9 ALFONSO MANUEL BLAKE,)

10 Petitioner,)

11 vs.)

12 RENEE BAKER, *et al.*,)

13 Respondents.)
14 _____/

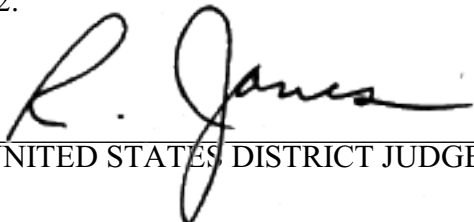
3:09-cv-00327-RCJ-WGC

ORDER TO SHOW CAUSE

15 On January 6, 2012, this court issued an order for petitioner Blake to show cause why this
16 case should not be dismissed without prejudice as unexhausted pursuant to *Rose v. Lundy*, 455 U.S.
17 509, 522 (1982). Docket #85. On January 13, 2012, Blake filed a response indicating that he
18 chooses to not abandon his unexhausted claims. Docket #86.

19 **IT IS THEREFORE ORDERED** that this action is DISMISSED without prejudice for
20 failure to exhaust state remedies pursuant to the total exhaustion rule of *Rose v. Lundy*, 455 U.S. 509,
21 522 (1982). The Clerk shall enter judgment accordingly.

22 DATED: This 18th day of January, 2012.

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26 UNITED STATES DISTRICT JUDGE